IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.49457-M of 2006

DATE OF DECISION: OCTOBER 17, 2006

Jasbir Kaur

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. M.S.Dhami, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

...

Petitioner Jasbir Kaur apprehending her arrest in a non-bailable offence in case FIR No.177 dated 2.8.2006 registered under Sections 406/498-A/323/120-B IPC at Police Station Basti Jodhewal, District Ludhiana, has filed this petition under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner, who is mother-in-law of the complainant, is living separately. Counsel further contends that the petitioner and her husband have already disowned their son. Counsel contends that neither any demand for dowry was made by the petitioner nor she received any dowry and the petitioner has been falsely implicated in this case. Counsel contends that in terms of the interim order dated August 22, 2006, the petitioner has joined the investigation. Counsel for the respondent-State does not dispute this fact and further on instructions from HC Gurdial Singh states that the petitioner is no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated August 22, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for

material change in the circumstances. Thereafter, the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 17, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE